

COPY

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

THE BURLINGTON & NORTHERN AND
SANTA FE RAILROAD COMPANY,

PETITIONER,

V.

VILLAGE OF SORENTO, BOND
COUNTY, ILLINOIS,

RESPONDENT.

RECEIVED
OCT 08 2002

Illinois Commerce Commission
SAFETY SECTION

CASE NO.: T-02-0091

Petition for the permanent closure and barricading of the
Public at-grade crossing located at the intersection of the
Tracks of The Burlington Northern and Santa Fe Railway
Company and State Street Milepost 77.84, DOT Number
069116V located in the Village of Sorento, Bond County
Illinois.

ANSWER

NOW comes the Village of Sorento by its attorney, Raymond E. McPhail of
BULLINGTON, WHITE, McPHAIL, JARMAN AND EVANS, P.C. and for its answer to the
Petition of the Burlington Northern and Santa Fe Railroad Company states as follows:

1. Concurs.
2. Concurs.
3. Concurs.
4. Denies.
5. Denies.
6. Denies.
7. Denies.
8. No Response.
9. Concurs.
10. It denies.

DOCKETED

A/RK


11. It acknowledges that the Burlington Northern and Santa Fe may believe the public convenience would not require the attention of the public at-grade crossing, the Village believes and states that it is required. It does not deny the fact that the closing of any at grade crossing will enhance public safety inasmuch as vehicles will no longer be required.

12. Denies.

13. Denies the allegations of Paragraph 13. It notes that the order of the Illinois Commerce Commission Case T-97-0014 which requires that this crossing be maintained.

WHEREFORE, the Village prays that this grade crossing remain open for the foreseeable future.

VILLAGE OF SORENTO

By: 
Its Attorney

CERTIFICATE OF MAILING

Raymond E. McPhail of Bullington, White, McPhail, Jarman and Evans, P.C., attorney
for The Village of Sorento, hereby certifies that he served a copy of the foregoing Answer, by
U.S. mail to:

Michael L. Sazdanoff
Kenneth J. Wysoglad & Associates
Attorneys for Petitioner
The Burlington Northern and Santa Fe
Railway Company
118 South Clinton Street, Suite 700
Chicago, IL 60661

Mr. James Easterly
Director, Division of Highways
Illinois Department of Transportation
2300 South Dirksen Parkway
Suite 300
Administration Building
Springfield, Illinois 62764

Mr. William Sunley
Director of Local Roads and Streets
Illinois Department of Transportation
2300 South Dirksen Parkway
Suite 300
Springfield, Illinois 62764

Mr. Henry Humphries
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62701

with postage prepaid, on the 4th day of October, 2002.



Raymond E. McPhail

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